

SOUTH DAKOTA CRIMINAL OR VIOLENT OFFENSES

Offense	Definition	Examples
Alcohol	Violation of laws prohibiting the manufacture, sale, purchase, transportation, possession, or consumption of intoxicating alcoholic beverages or substances represented as alcohol. Suspicion of being under the influence of alcohol may be included only if it results in disciplinary action.	being intoxicated at school or school-sponsored event, bringing alcohol on school grounds
Arson	Setting a fire on/in school property; to unlawfully and intentionally damage, or attempt to damage, any real or personal property by fire or incendiary device.	fires; firecrackers, fireworks and trash can fires IF resulted in a damaging fire
Battery (aggravated assault)	Physical attack/harm; actual and intentional striking of or violence to another person against his or her will; intentionally causing bodily harm to an individual.	striking that causes bleeding, broken nose, kicking while a student is down, attack with a weapon; use category only if attack is serious enough to warrant a call to the police/security
Breaking and entering/burglary	The unlawful entry or attempted entry into a building or other structure with the intent to commit a crime.	weekend or after-hours break-in at the school; breaking into vehicles on school campus
Disorderly conduct	Any act which substantially disrupts the orderly conduct of a school function or the orderly learning environment, or poses a threat to the health, safety, and/or welfare of students, staff, or others.	serious instances of campus disruption, including: pulling the fire alarm, disruptive demonstrations, smoke or stink bombs, outbursts that warrant calling police or security
Drugs, other than alcohol	Illegal drug possession, sale, manufacture, distribution, use, being under the influence; includes "huffing" or inhaling mind-altering substances; includes substances represented as drug.	drug or paraphernalia possession or use (such as steroids, marijuana, speed, cocaine, heroin, etc.), taking or selling prescription drugs not intended for the individual involved, such as Ritalin or painkillers; includes over-the-counter drugs or legal substances if abused by the student, including glue, aerosol cans, and paint thinner; excludes tobacco
Fighting (mutual altercation)	Mutual participation in an incident involving physical violence, where there is no one main offender and no major injury.	physical fight at school; excludes verbal confrontations, tussles or other minor confrontations
Homicide (murder or manslaughter)	Killing a human being.	The killing of a person at school, on school property, or at a school sponsored event.
Kidnapping (abduction)	The unlawful seizure, transportation and/or detention of a person against his/her will, or of a minor without the consent of his/her custodial parent(s) or legal guardian. This category includes hostage-taking.	Abducting student from school grounds or event against his/her will.
Larceny and/or theft	The unlawful taking of property belonging to another person without threat, violence or bodily harm ; use category only if it warrants a call to the police or security; differs from Robbery in that Larceny/Theft does not involve threat or battery.	pocket picking, purse or backpack snatching if left unattended or no force is used, theft of bicycles, hub caps, motor vehicle parts or accessories electronic theft of data should be reported here
Motor vehicle theft	Theft or attempted theft of a motor vehicle.	theft of car, truck, motorcycle, etc.

SOUTH DAKOTA CRIMINAL OR VIOLENT OFFENSES

Offense	Definition	Examples
Robbery	The taking or attempting to take, anything of value that is owned by another person or organizations under confrontational circumstances by force or threat of force or violence ; differs from Larceny in that robbery involves threat or battery.	extortion of lunch money, taking purse or backpack by force
Sexual battery	Sexual contact forcibly and/or against the person's will or where the victim is incapable of giving consent	rape, child molestation; includes attempted; includes statutory rape, as minor is by law incapable of consent
Sexual harassment	Unwelcome sexual advances, requests for sexual favors, other physical or verbal conduct or communication of a sexual nature, including gender-based harassment that creates an intimidating, hostile, or offensive educational or work environment.	grabbing, groping, suggestive comments or jokes, pressure to engage in sexual activity, using the computer to leave or send sexual messages
Sex offenses	Sexual intercourse, sexual contact, or other behavior intended to results in sexual gratification without force or threat of force.	consenting sexual behavior involving students, flashing, mooning, indecent exposure Note: Does not include kissing.
Threat and/or intimidation	Physical, verbal, written, or electronic action which immediately creates fear of harm, without displaying a weapon and without subjecting the victim to actual physical attack.	bomb threat, threats made over the phone or threats that an individual will hurt or injure someone else, severe enough to warrant a call to police or security
Tobacco	Possession, use, distribution, or sale of tobacco products.	cigarette smoking on school grounds/event, chewing tobacco
Trespassing	To enter or remain on school grounds without authorization or invitation and with no lawful purpose for entry.	entering school property after hours without authorization; includes students under suspension or expulsion, or persons who have been asked to leave
Vandalism	Willful and/or malicious destruction, damage, or defacement of school or personal property.	destroying school computer records, graffiti, spray painting walls, destroying other students' property
Weapons possession	Firearms— possession or use of a weapon designed to or may be converted to expel a projectile by the action of an explosive. Other weapons— possession, use or intention of use of any instrument or object to inflict harm on another person or to intimidate any person.	Possession of firearms—rifles, handguns, shotguns, loaded or unloaded; destructive devices that contain an explosive, such as bomb, grenade, pipebomb, starter gun, flare gun. Does NOT include air-powered guns such as BB guns. Possession of other weapons— BB or pellet gun, knives (including pocket or pen knife), chains, pipes, razor blades, Chinese stars, stun guns, clubs. Includes other instruments used for intimidation or with the intention of using as a weapon, including pencils, scissors, and other objects.
Other criminal offenses (non-violent)	Any other criminal offense that warrants contacting security or police, resulting in disciplinary action and not classified previously or in the Local Board Policy Violations.	bribery, fraud, embezzlement, forgery, resisting arrest, gambling, extortion, or dealing in stolen property